

COPY

UNITED STATES DISTRICT COURT

DISTRICT OF MASSACHUSETTS

NO. 03 CV 12307 RGS

JOSEPH CHRISTOFORO,  
Plaintiff

-VS-

JULIO LUPO, FRANK G. COUSINS,  
JR., INDIVIDUALLY AND IN HIS  
CAPACITY AS ESSEX COUNTY SHERIFF,  
and CERTAIN UNKNOWN INDIVIDUALS,  
Defendants

DEPOSITION OF JOSEPH CHRISTOFORO

Volume II

Deposition taken at the law offices  
of Merrick, Louison & Costello, 67 Batterymarch  
Street, Boston, Massachusetts, on Thursday,  
May 19, 2005, commencing at 10:20 a.m.

DUNN & GOUDREAU COURT REPORTING SERVICE, INC.  
ONE STATE STREET, BOSTON, MASSACHUSETTS 02109  
617-742-6900

1 Q Okay. For both those instances, you never put  
2 your complaint in writing to anybody at the Essex  
3 County House of Correction --

4 A Yes.

5 Q -- is that fair to say?

6 A Yes.

7 Q I thought you said earlier when you were released  
8 from confinement Lupo approached you.

9 A No.

10 Q Lupo only approached you about possible sexual  
11 occurrences while you were confined?

12 A Yes, sir.

13 Q Did you report that to anyone?

14 A No, sir.

15 Q When the incident about the latex gloves when Lupo  
16 would allegedly have you remove them from his work  
17 pants, did you report that to anyone?

18 A No, sir.

19 Q The incident when Lupo asked Ralph Sordillo if you  
20 were bisexual, did you report that to anyone?

21 A I might have said that to Detective Roache or  
22 something.

23 Q During your interview of January 22, 2003?

24 A Yah, and even a few of the other things. I

1 thought you meant as the incident occurred.

2 Q That's my frame of question. As the incident  
3 occurred, did you report it to anybody?

4 A No.

5 Q It's fair to say you might have only detailed  
6 these incidences I've asked you so far during your  
7 interview with Roache on January 2, 2003?

8 A Yes, sir.

9 Q The freezer incident?

10 A Yes, sir.

11 Q Did you report that to anybody when that happened?

12 MR. MCCORMICK: I'm sorry, for clarification,  
13 there have been a number of freezer incidents.

14 Q I have one freezer incident when you said he  
15 gestured come on close to me, did you report that  
16 to anyone when it happened?

17 A I might have mentioned to someone the tray might  
18 have got thrown down, you know.

19 Q To whom would you have said that?

20 A To one of the officers, I don't remember, I'm --

21 Q Could it have been someone other than Arthur  
22 LeGault?

23 A No, I don't.

24 Q Do you remember the name?

1 A Attorney, I don't, I apologize.

2 Q How about the several times he rubbed your crotch  
3 when you were in the cooking line, did you report  
4 that to anybody?

5 A No.

6 Q So you reported as I understand it two episodes  
7 orally to LeGault, correct?

8 A Yah, I mean I can't give an exact figure.

9 Q But you never put anything in writing to anybody  
10 about this?

11 A No, I was threatened.

12 Q By Lupo?

13 A Yah.

14 Q You were not threatened by anybody else but Lupo,  
15 correct?

16 A Only by Officer Cronin after he hit me.

17 Q After the fact?

18 A Yah.

19 MR. PFAFF: That's all I have.

20 (Whereupon, the deposition was closed  
21 at 1 p.m.)

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